

CHAPTER 97  
SUPPLEMENTARY WEIGHTING

**281—97.1(257) Definitions.** For the purpose of this chapter, the following definitions apply.

“*Class*” means a course for academic credit which applies toward a high school or community college diploma.

“*Enrolled*” shall mean that a student has registered with the school district and is taking part in the educational program.

“*Fraction of a school year at the elementary level*” shall mean the product of the minutes per day of class times the number of days per year the class meets divided by the product of the total number of minutes in a school day times the total number of days in a school year.

“*Fraction of a school year at the secondary level*” shall mean the product of the class periods per day of class times the number of days per year the class meets divided by the product of the total number of class periods in a school day times the total number of days in a school year. All class periods available in a normal day shall be used in the calculation.

“*Regional academy*” shall mean an educational program established by a school district to which multiple school districts send students in grades nine through twelve. The curriculum shall include advanced-level courses and, in addition, may include vocational-technical courses and a virtual academy.

“*Supplant*” shall mean the community college’s replacing the identical course that was offered by the school district in the preceding year or the second preceding year, or the community college’s offering a course that is required by the school district in order to meet the minimum accreditation standards in Iowa Code section 256.11.

“*Supplementary weighting plan*” shall mean a plan as defined in this chapter to add a weighting for each resident student eligible that is enrolled in an eligible class taught by a teacher employed by another school district or taught by a teacher employed jointly with another school district or sent to and enrolled in an eligible class in another school district or sent to and enrolled in an eligible community college class. The supplementary weighting for each eligible class shall be calculated by multiplying the fraction of a school year that class represents times the number of eligible resident students enrolled in that class times the weighting factor of forty-eight hundredths.

“*Supplementary weighting plan for at-risk students*” shall mean a plan as defined in this chapter to add a weighting for each resident student enrolled in the district and a weighting for each resident student enrolled in grades one through six, as reported by the school district on the basic educational data survey for the base year, who is eligible for free and reduced price meals under the federal National School Lunch Act and the federal Child Nutrition Act of 1966, 42 U.S.C. Sections 1751-1785, to generate funding to be used to develop or maintain at-risk programs, which may include alternative school programs.

“*Teacher*” shall be defined pursuant to Iowa Code section 272.1.

**281—97.2(257) Supplementary weighting plan.**

**97.2(1) Eligibility.** Except if listed under subrule 97.2(6), a resident student is eligible for supplementary weighting if the student is eligible to be counted as a resident student for certified enrollment and if one of the following conditions is met pursuant to Iowa Code section 257.11:

- a. Resident student attends class in another school district pursuant to subrule 97.2(2), or
- b. Resident student attends class taught by a teacher employed by another school district pursuant to subrule 97.2(3), or
- c. Resident student attends class taught by a teacher jointly employed by two or more school districts pursuant to subrule 97.2(4), or

*d.* Resident student attends class in a community college for college credit pursuant to subrule 97.2(5).

Other than as listed in paragraphs “a” to “d” above and in rules 281—97.3(257) and 281—97.4(257), no other sharing arrangement shall be eligible for supplementary weighting.

**97.2(2) *Attend class in another school district.*** Students attending class in another school district will be eligible for supplementary weighting under paragraph 97.2(1)“a” only if the school district does not have a licensed and endorsed teacher available within the school district to teach the course(s) being provided.

**97.2(3) *Attend class taught by a teacher employed by another school district.*** Students attending class taught by a teacher employed by another school district will be eligible for supplementary weighting under paragraph 97.2(1)“b” only if the school district does not have a licensed and endorsed teacher available within the school district to teach the course(s) being provided.

**97.2(4) *Attend class taught by a teacher jointly employed with another school district.*** All of the following conditions must be met for any student attending class taught by a teacher jointly employed to be eligible for supplementary weighting under paragraph 97.2(1)“c.” The school districts jointly employing the teacher must have:

- a.* A joint teacher evaluation process and instruments.
- b.* A joint educational excellence phase III plan.
- c.* One single salary schedule.

Except for joint employment contracts which meet the requirements of paragraphs “a” to “c” above, no two or more school districts shall list each other for the same classes and grade levels.

**97.2(5) *Attend class in a community college.*** All of the following conditions must be met for any student attending a community college-offered class to be eligible for supplementary weighting under paragraph 97.2(1)“d.”

- a.* The course must supplement, not supplant, high school courses.

(1) The course must not replace the identical course that was offered by the school district in the preceding year or the second preceding year.

(2) The course must not be required by the school district in order to meet the minimum accreditation standards in Iowa Code section 256.11.

*b.* The course must be included in the community college catalog or an amendment or addendum to the catalog.

*c.* The course must be open to all registered community college students not just high school students.

*d.* The course must be for college credit and the credit must apply toward an associate of arts or associate of science degree, or toward an associate of applied arts or associate of applied science degree, or toward completion of a college diploma program.

- e.* The course must be taught by a teacher meeting community college licensing requirements.
- f.* The course must be taught utilizing the community college course syllabus.
- g.* The course must be of the same quality as a course offered on a community college campus.

**97.2(6) *Ineligibility.*** The following students are ineligible for supplementary weighting:

*a.* Nonresident students attending the school district under any arrangement.

*b.* Students taking courses taught via the Iowa Communications Network (ICN) or any other television or electronic medium pursuant to Iowa Code section 257.11.

*c.* Students eligible for the special education weighting plan provided in Iowa Code section 256B.9.

- d.* Students in whole-grade sharing arrangements.
- e.* Students open enrolled in or out.
- f.* Students enrolled in nonpublic schools.
- g.* Students participating in a home school assistance program or dual enrollment.

- h.* Students participating in shared services rather than shared classes.
- i.* Students taking postsecondary enrollment options (PSEO) courses authorized under Iowa Code chapter 261C are ineligible for supplementary weighting for the PSEO courses.
- j.* Students enrolled in courses or programs offered by their resident school districts unless those courses meet the conditions for attending classes in a community college under subrule 97.2(5) or if the teacher is employed by another school district pursuant to subrule 97.2(3) or if a teacher is jointly employed with another school district pursuant to subrule 97.2(4) or if the courses are included in the curriculum of an in-district regional academy pursuant to subrule 97.4(1).
- k.* Students enrolled in courses or programs taught by teachers employed by their resident school districts unless the employment meets the criteria of joint employment with another school district under subrule 97.2(4) or if the criteria in subrule 97.2(5) are met for students attending class in a community college or if the courses are included in the curriculum of an in-district regional academy pursuant to subrule 97.4(1).
- l.* Students enrolled in an at-risk program or alternative school program.
- m.* Students enrolled in summer school courses.

**97.2(7) Whole-grade sharing.** If all or a substantial portion of the students in any grade are shared with another one or more school districts for all or a substantial portion of a school day, then no students in that grade level are eligible for supplementary weighting except as authorized by rule 281—97.5(257). No students in the grade levels who meet the criterion in this subrule are eligible for supplementary weighting even in the absence of an agreement executed pursuant to Iowa Code sections 282.10 through 282.12.

*a.* In a one-way whole-grade sharing arrangement, the receiving district may count its resident students in the grade levels that are whole-grade shared if the resident students are shared pursuant to subrule 97.2(2), 97.2(3), or 97.2(5).

*b.* In a one-way whole-grade sharing arrangement, the receiving district may not count its resident students in the grade levels that are whole-grade shared pursuant to subrule 97.2(3) if the teacher is employed by the same district that is sending students under the whole-grade sharing arrangement.

**97.2(8) Due date.** Supplementary weighting shall be included with the certified enrollment which is due October 1 following the third Friday in September on which the enrollment was taken.

### **281—97.3(257) Supplementary weighting plan for at-risk students.**

**97.3(1) Uses of funds.** Funding generated by the supplementary weighting plan for at-risk students shall be used to develop or maintain at-risk programs, which may include alternative school programs.

**97.3(2) Calculation of funding.** Funding for the supplementary weighting plan for at-risk students is calculated as follows:

*a.* Adding a weighting for each resident student of one hundred fifty-six one-hundred-thousandths, and

*b.* Adding a weighting of forty-eight ten-thousandths for each resident student enrolled in grades one through six, as reported by the school district on the basic educational data survey for the base year, who is eligible for free and reduced price meals under the federal National School Lunch Act and the federal Child Nutrition Act of 1966, 42 U.S.C. Sections 1751-1785.

**97.3(3) Guarantee.** Rescinded IAB 8/21/02, effective 9/25/02.

**97.3(4) Recalculation of funding.** Rescinded IAB 8/21/02, effective 9/25/02.

**97.3(5) School-based youth services.** Rescinded IAB 8/21/02, effective 9/25/02.

**281—97.4(257) Supplementary weighting plan for a regional academy.**

**97.4(1) Eligibility.** Except if listed under subrule 97.2(6), a resident student is eligible for supplementary weighting if the student is eligible to be counted as a resident student for certified enrollment and if all of the following criteria are met:

- a. Two or more Iowa school districts, other than a whole-grade sharing partner district, send students to advanced-level courses that are included in the curriculum of the regional academy, and these students are eligible for supplementary weighting under subrule 97.2(1), paragraph “a” or “c.”
- b. The regional academy is located in the district.
- c. The grade levels include one or more grades nine through twelve.
- d. The curriculum is an organized course of study, adopted by the board, that includes a minimum of two advanced-level courses that are not part of a vocational-technical program. An advanced-level course is a course that is above the level of the course units required as minimum curriculum in 281—Chapter 12 in the host district.
- e. The resident students are not eligible for supplementary weighting under another supplementary weighting plan.
- f. No resident or nonresident students are attending the regional academy under a whole-grade sharing arrangement as defined in subrule 97.2(7).

**97.4(2) Weighting.** Resident students eligible for supplementary weighting pursuant to subrule 97.4(1) shall be eligible for a weighting of one-tenth of the percent of the pupil’s school day during which the pupil attends courses at the regional academy in which nonresident students are enrolled pursuant to subrule 97.4(1), paragraph “a.” Pursuant to Iowa Code Supplement section 257.11, subsection 6, the portion of time a course utilizes ICN-delivered coursework shall not be eligible for supplementary weighting.

**97.4(3) Maximum weighting.** The maximum amount of additional weighting for which a school district establishing a regional academy shall be eligible is an amount corresponding to 15 full-time-equivalent pupils.

**97.4(4) Minimum weighting.** The minimum amount of additional weighting for which a school district establishing a regional academy shall be eligible is an amount corresponding to ten additional pupils if the academy provides both advanced-level courses and vocational-technical courses.

**97.4(5) Additional programs.** If all of the criteria in subrule 97.4(1) are met, the regional academy may also include in its curriculum vocational-technical courses or a virtual academy. Notwithstanding subrule 97.4(2), if the Internet connection for a qualified virtual academy is provided through the ICN, that Internet connection shall be deemed not to be a violation of Iowa Code Supplement section 257.11, subsection 6, for purposes of this subrule.

**97.4(6) Maximum funding.** If the sum of the funding amount calculated for all districts operating regional academies under this rule exceeds \$1 million for the school year beginning July 1, 2004, and each succeeding fiscal year, the director of the department of management shall prorate the amount calculated for each district. The proration shall be based upon the amount calculated for each district when compared to the sum of the amount for all districts.

**281—97.5(257) Supplementary weighting plan for whole-grade sharing.**

**97.5(1) *Whole-grade sharing.*** A school district which participates in a whole-grade sharing arrangement executed pursuant to Iowa Code sections 282.10 to 282.12 and which has adopted a board resolution to study dissolution or has adopted a board resolution jointly with all other affected boards to study reorganization to take effect on or before July 1, 2006, is eligible to assign a weighting of one-tenth of the percentage of the pupil's day during which resident pupils attend classes pursuant to subrule 97.2(1), paragraph "a," "b," or "c."

*a.* A school district that was participating in a whole-grade sharing arrangement during the budget year beginning July 1, 2000, shall be eligible for supplementary weighting under this subrule for a maximum of two years. Receipt of supplementary weighting for a second year shall be conditioned upon submission of information resulting from the study to the school budget review committee indicating progress toward the objective of dissolution or reorganization on or before July 1, 2006.

*b.* A school district that was not participating in a whole-grade sharing arrangement during the budget year beginning July 1, 2000, shall be eligible for supplementary weighting under this subrule for a maximum of three years. Receipt of supplementary weighting for the second year and for the third year shall be conditioned upon submission of information resulting from the study to the school budget review committee indicating progress or continued progress toward the objective of dissolution or reorganization on or before July 1, 2006.

**97.5(2) *Contiguous districts.*** School districts that adopt a board resolution jointly with all other affected boards to study reorganization must be contiguous school districts. If two or more of the affected districts are not contiguous to each other, all districts separating those districts must be a party to the whole-grade sharing arrangement and the board resolution adopted jointly to study reorganization.

**97.5(3) *Consecutive years.*** A school district that is eligible to add a supplementary weighting for resident students attending classes under a whole-grade sharing arrangement pursuant to subrule 97.5(1) is not required to utilize consecutive years. However, the final year in which a supplementary weighting may be added on the third Friday in September for this purpose shall not be later than the school year that begins July 1, 2005.

**97.5(4) *Change in sharing districts.*** A school district that is eligible to add a supplementary weighting for resident students attending classes under a whole-grade sharing arrangement pursuant to subrule 97.5(1) may enter into a whole-grade sharing arrangement with one or more different districts for its second or third year of eligible weighting by adopting and filing a new joint board resolution pursuant to this subrule. Establishing a new whole-grade sharing arrangement does not extend the maximum number of years for which a school district is eligible.

**97.5(5) *Filing board resolutions.*** Each school district that adopts a board resolution to study dissolution or has adopted a board resolution jointly with all other affected boards to study reorganization shall file a copy of the board resolution with the department of education not later than the third Friday in September on which date the district intends to request supplementary weighting for whole-grade sharing.

**97.5(6) *Filing progress reports.*** Each school district that assigned a supplementary weighting to resident students attending class in a whole-grade sharing arrangement and that intends to assign a supplementary weighting to resident students attending class in a whole-grade sharing arrangement in the following year shall file a progress report with the school budget review committee, on forms developed by the department of education, no later than August 1 preceding the third Friday in September on which date the district intends to request supplementary weighting for whole-grade sharing.

*a.* The progress report shall include, but not be limited to, the following information:

- (1) Names of districts with which the district is studying reorganization.
- (2) Descriptive information on the whole-grade sharing arrangement.
- (3) If the district is studying reorganization, information on whether public hearings have been held, a proposal has been adopted, and an election date has been set.
- (4) If the district is studying dissolution, information on whether public hearings have been held, a plan has been approved by the AEA, and an election date has been set.
- (5) Description of joint activities of the boards such as planning retreats and community meetings.
- (6) Information showing an increase in sharing activities with the whole-grade sharing partners such as curriculum offerings, program administration, personnel, and facilities.

*b.* The school budget review committee shall consider each progress report at its first regular meeting of the fiscal year and shall accept the progress report or shall reject the progress report with comments. The reports will be evaluated on demonstrated progress within the past year toward reorganization or dissolution.

*c.* A school district whose progress report is not accepted shall be allowed to submit a revised progress report at the second regular meeting of the school budget review committee. The committee shall accept or reject the revised progress report.

*d.* If the school budget review committee rejects the progress report and the district does not submit a revised progress report or if the school budget review committee rejects the revised progress report, the school district shall not be eligible for supplementary weighting for whole-grade sharing.

These rules are intended to implement Iowa Code sections 257.6, 257.11, and 257.12.

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CHAPTERS 98 and 99

Reserved